



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 040447-0227

In re patent application of

Masaaki NISHINO et al.

Group Art Unit: 2851

Serial No.: 09/733,033

Examiner: Unassigned

Filed: December 11, 2000

For: PORTABLE INFORMATION TERMINAL EQUIPPED WITH CAMERA

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.56 AND 37 C.F.R. § 1.97**

Commissioner for Patents  
Washington, D.C. 20231

Commissioner:

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APR 22 2002  
TECHNOLOGY CENTER 2800

Submitted herewith on a modified Form PTOSB/08B is a listing of document(s) known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 C.F.R. § 1.56. A copy of the listed document(s) is being submitted to comply with the provisions of 37 C.F.R. §§ 1.97-1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 C.F.R. § 1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

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**TIMING OF THE DISCLOSURE**

Technology Center 2600

The instant Information Disclosure Statement is being filed before the mailing date of a first action under the provisions of 37 C.F.R. § 1.97(b)(3). In the alternative, the instant Information Disclosure Statement is being filed under the provisions of 37 C.F.R. § 1.97(c)(1).

**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

The undersigned hereby states in accordance with 37 C.F.R. § 1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

**RELEVANCE OF EACH DOCUMENT**

The documents listed on the attached PTO/SB/08B were cited as being relevant during the prosecution of the corresponding Japanese application. A copy of an English language abstract of the listed documents, if available, is being provided. The absence of a translation or an English-language counterpart document does not relieve the PTO from its duty to consider this document (37 C.F.R. § 1.98 and M.P.E.P. § 609).

The Examiner in the corresponding Japanese patent application has commented as follows:

Ref. #40447/227

SN: 09/733033

Note (See the List of Cited Literature for the list of cited literature.)

Claims: 1-3, 5-7

Cited Literature: 1

Comments:

The subnode PC, the trigger button for photography, the track ball and click part, the display, and the lens part described in Cited Literature 1 correspond, respectively, to the data terminal device main unit, the actuation button for the shutter, the terminal actuation button, the display part, and the optics system for photography described in Claims 1 to 3 and 5 to 7 in the present application. Note that the design change regarding the placement of the terminal actuation button on a surface of the display part is nothing more than a design change.

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Claims: 4

Cited Literature: 1, 2

Comments:

When it comes to the technology to have a function where the scroll button is pressed directly downward in order to reduce the number of selected input buttons, it is described in Cited Literature 2 and is a technology that is used broadly. Consequently, the application of said technology to the track ball or click part described in Cited Literature 1 to derive the invention described in Claim 4 of the present application would be easy for an individual in the industry.

Note (See the List of Cited Literature for the list of cited literature.)

Claims: 1, 5, 6

Cited Literature: 3

List of Cited Literature

1. Japanese Unexamined Patent Application Publication H08-022343

2. Japanese Unexamined Patent Application Publication H11-126126

(Disclosed on May 11, 1999.)

3. Japanese Patent Application H9-291202 (Refer to Japanese Unexamined Patent Application

Publication 2000-078254.)

Record of Prior Art Literature Search Results

Fields Searched      IPC 7<sup>th</sup> Edition      G03B 17/02

H04N 5/225

H04M 1/21

Serial No. 09/733,033

Prior Art Literature Japanese Unexamined Patent  
Application Publication H11-163996

(Disclosed on June 18, 1999.)

Japanese Unexamined Patent  
Application Publication H05-122575

This Record of Prior Art Literature Search Results does not  
constitute a reason for rejection.

It is believed that the instant information disclosure statement is being filed prior to the mailing date of any Notice of Allowance or Final Office Action. However, if this information disclosure statement is filed after the mailing date of the Notice of Allowance or Final Office Action, then applicant(s) hereby request(s) and authorize(s) the PTO to charge the fee under 37 CFR 1.17(p) to Deposit Account No. 19-0741.

Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08B be returned in accordance with M.P.E.P. § 609.

Respectfully submitted,

4-11-02  
Date

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